

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE R.BASANT

THURSDAY, THE 12TH JULY 2007 / 21ST ASHADHA 1929

Bail Appl..No. 4220 of 2007()

CMP.4414/2007 of J.M.F.C.-I, KOLLAM
CRIME NO.103 OF 2006 OF EXCISE RANGE, KOLLAM
.....

: PETITIONER/ ACCUSED

SANJAY,S/O.PRABHAKARAN,
VALANKAVUVILA VEEDU,
THEKKEMURI,EAST KALLADA VILLAGE,
KOLLAM TALUK,KOLLAM.

BY ADV. SRI.C.RAJENDRAN

RESPONDENTS: COMPLAINANT

STATE OF KERALA,
REPRESENTED BY THE EXCISE INSPECTOR
EXCISE RANGE,KOLLAM THROUGH
THE PUBLIC PROSECUTOR HIGH COURT OF KERALA
ERNAKULAM.

BY PUBLIC PROSECUTOR SRI.S.U.NAZER

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION
ON 12/07/2007, THE COURT ON THE SAME DAY PASSED THE
FOLLOWING:

R.BASANT, J

B.A.No.4220 of 2007

Dated this the 12th day of July, 2007

ORDER

Application for regular bail. The allegation is raised under the Kerala Abkari Act. The petitioners were allegedly found to be in possession of 14 X 35 litres of spirit on 15.12.2006. They were arrested on 25.05.07. They continue in custody from that date.

2. The learned counsel for the petitioners prays, the learned Public Prosecutor does not oppose the said prayer seriously on condition that the Investigator is given 60 days' time from the date of arrest to complete the investigation and I am satisfied that the petitioners can be enlarged on bail subject of course to appropriate and strict conditions.

3. In the result, this application is allowed. The petitioners shall be released on bail on the following terms and conditions.

i) The petitioners shall not be released on the strength of this order prior to 25.07.2007. The Investigators shall in the meantime make every endeavour to complete the investigation.

ii) The petitioners shall execute a bond for Rs.1,00,000/- (Rupees One lakh only) each with two solvent sureties each for the like sum to the satisfaction of the learned Magistrate;

iii) The petitioners shall make themselves available for interrogation before the Investigating Officer between 10 a.m and 12 noon on all Mondays and Fridays for a period of three months from the date of their release and thereafter as and when directed by the Investigating Officer in writing to do so.

(R.BASANT, JUDGE)

rtr/-